(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

WRIT PETITION NO. 157 OF 2001

BETWEEN

Maman Chand. Agrawal S/o Ram Bilas Agrawal, aged about 33 years, occupation Grossery shop, resident of Village Kotal, Police Station and Post Office Prem Nagar District Sarguja (Chhattisgarh).

PETITTONER

A N D

1. Commissioner Workmen Compensation (Labour Court) Ambikapur District Sarguja.

2. Smt. Hirmaniya Wd/o Bigan Ram, by caste Gond, aged about 24 years, House Wife, resident of Village Kotal, P.S. and P.O. Prem Nagar District Sarguja.

3. Parmanand Rajwar S/o Bal Sai, occupation business, resident of Village Kotal, P.S. & P.O. Prem Nagar, District Sarguja.

RESPONDENTS

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, मध्यप्रदेश, जबलपुर

(15)

आदेश पत्रक

मामला क्रमांक W.P.No. 159/ सन् 1999 2001

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

8.2.2001 : Mr.Prashant Mishra for the petitioner.

Dr.Shukla,Dy AG for the respondents.

The contention of the petitioner is that in a proceeding of Workman Compensation pending before respondent no.1, the petitioner submitted an application asking the court to allow to verify the identity of a witness who had been examined earlier in the present case, on the ground that Shri Shiv Mangal alias Chhindia is said to have been examined as a witness,whereas this man himself says that he never went to depose before the Labour Court. The request to verify the identity made on behalf of the petitioner was rejected by the Labour court,hence this petition.

It appears that it is not necessary, That the case be kept pending, instead, I would direct respondent no.1 to summon the person who had been examined by the court whose identity now is in question so that the identity of the said witness canbe satisfactorily established. This shall be done without delay and at any rate not later than two weeks from the date of receipt of the order. Until this direction is carried-out,no award shall be pronounded. In order to

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[पीछे देखिये

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	establish the averments made by the petitioner he should be allowed to adduce evidence. In my view it would be in the interest of justice to allow the petitioner to lead evidence on merits of the claims case. With the above direction and observations this petition is disposed of. C.c.today. Sd/- Chief Justice	